

REMARKS

Claims 1, 2, 4-14, 16-26, and 28-40 are pending in this Application.

The Examiner stated that claims 3-12, 15-24, 27-36 would be allowable if rewritten or amended to overcome the rejections set forth in this Office action. (Office Action page 4). Thus, Applicant has amended base claim 1 to include features corresponding to allowable claim 3 and claims 1-12 should therefore be allowable. Applicant has rewritten allowable claim 11 as new independent claim 37. Applicant has amended base claim 13 to include features corresponding to allowable claim 15 and claims 13-24 should therefore be allowable. Applicant has amended base claim 13 to include features corresponding to allowable claim 15 and claims 13-24 should therefore be allowable. Applicant has amended base claim 25 to include features corresponding to allowable claim 27 and claims 25-34 should therefore be allowable. Applicant has amended allowable claims 35 and 36 into independent form.

The Examiner rejected claims 1-36 under 35 U.S.C. § 112, second paragraph, stating:

In claim 1, line 4, the phrase "the first member being coupled to the wheel at a first time when the first member moves in a first direction on the surface" is confusing as it is unclear which particular structure applicant is referring to by a first member which is coupled to the wheel. According to fig. 3 of the drawings only sprocket member 15 is coupled to the wheel 14. Similar problem exists in claims 13, and 25.

(Office Action page 2);

and stating:

... the phrase "wherein the first member includes a pin" [claim 3] is confusing as it is unclear which particular structure applicant is referring to by the first member when the specification discloses pin member 25 which rides in channel 26 of pedal lever 19. This pin member 25 is not coupled to wheel member 14.

(Office Action page 3).

Applicant respectfully submits that the term "coupled" in original claim 1 is not limited to a direct connection. Nevertheless, to satisfy the Examiner, Applicant has changed "being coupled to" to "configured to apply force to" in claim 1.

The Examiner stated:

In claim 1, lines 6-7, the phrase "the surface having an Incline relative to a direction of movement of the second member" is confusing as it is unclear which particular structure applicant is referring to by a second member since only pedal member 16 or 116 and arm member 19 or 119 are used to apply a force to driving assembly. It is noted that only slot 26 has an inclined surface and it is located on arm member 19.

(Office Action page 2).

Applicant respectfully submits that the recited "second member" corresponds, but is not limited, to arm member 19. A lower surface of channel 36 is essentially at an incline relative to the vertical direction of movement of lever 19.

In part 5 of the Office Action, the Examiner rejected claims 1-2, 13-14, and 25-26 under 35 U.S.C. § 102 as being anticipated by U.S. Patent Application 2003/00225293A1 to Drew. Although Applicant does not necessarily agree with this rejection under § 102, Applicant has amended these claims in accordance with the Examiner's suggestion in part 6 of the Office action.

Applicant has added new claim 38, 39, and 40.

In claim 38, the first longitudinal member corresponds to, but is not limited to, pedal lever 19; and the second longitudinal member corresponds, but is not limited to, pedal lever 119.

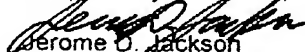
Please charge the undersigned attorney's Deposit Account No. 10-0077 \$220.00 to cover 5 extra independent claims.

If there are any other fees required for entry of this amendment, or for any other

reason, please charge such fees to the undersigned attorney's Deposit Account No. 10-0077.

If the Examiner has any questions about this amendment, applicant's representative would appreciate discussing this amendment with the Examiner. Applicant's representative, Jerome Jackson, can be reached at 703-684-4840.

Respectfully submitted,


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